

BARRY J. PORTMAN
Federal Public Defender
ELIZABETH M. FALK
Assistant Federal Public Defender
450 Golden Gate Avenue
San Francisco, CA 94102
Telephone: (415) 436-7700

Counsel for Defendant DERA JONES

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

DERA JONES,

Defendant.

No. CR 05-254 CRB

STIPULATION AND
~~PROPOSED~~ ORDER
REGARDING LANGUAGE
OF JUDGMENT AND
COMMITMENT ORDER

The Honorable Charles R.
Breyer

The undersigned parties stipulate as follows:

1. Ms. Jones did not have a condition of pretrial release that restricted her computer usage. A copy of Ms. Jones' bond modifications are attached hereto as Exhibit A;
2. The parties hereby stipulate and propose to the Court that there is no objection to Ms. Jones using email, ICQ, instant messaging, (or similar communications,) or providing feedback to customers on E-Bay, as this is defendant's line of work. The reason these forms of communication are not objectionable is that these forms of computerized communication involve one-on-one cyber contact, not large-scale groups;
3. The parties instead submit the following proposed language in the Judgment and Commitment Order:

As a special condition of probation, the defendant will not post any messages or communicate in any way on "message boards," or "chat rooms," whereby a single communication typed by the defendant could reach large groups of individuals simultaneously, without prior approval of the Probation Officer.

IT IS SO STIPULATED.

DATED: September 15, 2006

/S/

ELIZABETH M. FALK
Assistant Federal Public Defender

DATED: September 15, 2006

/S/

ROBERT REES
Assistant United States Attorney

~~PROPOSED~~ ORDER

GOOD CAUSE APPEARING, it is hereby ORDERED that the aforementioned Proposed Language identified in Paragraph 3 of this stipulation shall be entered on defendant's Judgment and Commitment order.

DATED: September 20, 2006

THE HONORABLE CHARLES R. BREYER
UNITED STATES DISTRICT COURT

